

NH DEPARTMENT OF CORRECTIONS POLICY AND PROCEDURE DIRECTIVE		CHAPTER <u>Enforcement Operations</u> STATEMENT NUMBER <u>5.04</u>
SUBJECT: COURT OR PAROLE BOARD ORDERED HOME CONFINEMENT PROPONENT: <u>Michael McAlister, Acting Director</u> <small>Name/Title</small> <u>Field Services</u> <u>271-5652</u> <small>Office Phone #</small>		EFFECTIVE DATE <u>06/15/07</u> REVIEW DATE <u>06/15/08</u> SUPERCEDES PPD# <u>5.04</u> DATED <u>12/01/02</u>
ISSUING OFFICER: <u>William Wrenn, Commissioner</u>		DIRECTOR'S INITIALS _____ DATE _____ APPENDIX ATTACHED: YES _____ NO _____
REFERENCE NO: See reference section on last page of PPD.		

- I. **PURPOSE:**
To establish and implement guidelines for offenders confined to their place of residence per order of a court or the Parole Board.
- II. **APPLICABILITY:**
To all staff within the Division of Field Services and correctional program staff at all of the department's prison facilities.
- III. **POLICY:**
It is the policy of the Division of Field Services that home confinement for probationers is governed by RSA651:2, V, (b). The Parole Board may order home confinement as a special condition of parole.
- IV. **PROCEDURE:**
- A. The court may set the parameters for probationers sentenced to a period of home confinement. In their absence, the Probation/Parole Officer (PPO) shall establish a daily curfew.
 - B. Probation Release Stage
 1. The supervising PPO shall clearly explain the program parameters, define to the offender the expectations and sanctions for non-compliance and encourage offender cooperation during the initial meeting following placement in the Home Confinement Program
 - C. Probation/Parole Violations
 1. Home Confinement may be recommended as a disposition for probationers and parolees who commit technical or minor violations and meet the criteria for the Home Confinement Program.
 2. A Home confinement Agreement (attachment 1) will be submitted to the Court at the time of the violation hearing for a probationer. The Agreement will be submitted to a Parole Board member for signature in the case of a parolee.

REFERENCES:

Standards for the Administration of Correctional Agencies
Second Edition Standards

Standards for Adult Correctional Institutions
Third Edition Standards

Standards for Adult Community Residential Services
Fourth Edition Standards

Standards for Adult Probation and Parole Field Services
Third Edition Standards

Other

McALISTER/pf

Attachment

NEW HAMPSHIRE DEPARTMENT OF CORRECTIONS

DIVISION OF FIELD SERVICES

HOME CONFINEMENT AGREEMENT

This home confinement agreement is part of the probation/parole conditions of _____, case number _____.

I hereby agree to the conditions of this home confinement agreement which require that I maintain telephone service and be present in or at my residence unless times specified below allow me to be elsewhere as shown:

DAYTIMESLOCATION

I understand that my probation/parole officer or their representative will check by telephone or in person to ensure that I am present where I am supposed to be and that failure to be in the right place at the right time can subject me to immediate arrest and detention.

Signature

SO ORDERED,

Judge/Parole Board Member

To any probation/parole officer or any other law enforcement officer, you are commanded to summarily take the individual shown above into custody and deliver such person to the nearest county confinement facility for confinement pending the disposition of this court if you find such person outside of the limits imposed above without adequate justification, and to report this occurrence within seventy-two (72) hours to this Court.

Judge/Parole Board Member